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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Ronald L. Smith, et al

Serial No.: 08/586,777

Filed: 12/07/1995

For: **PORTABLE COMPUTER HAVING AN INTERFACE FOR DIRECT
CONNECTION TO A MOBILE TELEPHONE**Docket No.: **TI-22187**Examiner: **Meyers, P.**Art Unit: **2781**Confirm No.: **7439****REQUEST TO WITHDRAW NOTICE OF ABANDONMENT**Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Mailing Certificate Under 37 CFR § 1.8(a)

I hereby certify that on this date, this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner of Patents and Trademarks, Washington, DC 20231.

Elizabeth Austin

Date

Applicants respectfully request that the Notice of Abandonment mailed on January 10, 2003 be withdrawn for the reasons set forth below.

REMARKS

The USPTO mailed a Notice of Abandonment to Applicants on January 10, 2003. The reason for the Abandonment is stated in the Notice as: "Applicant's failure to timely file a proper reply to the Office letter mailed on 20 May 2002" and because "No reply has been received".

The above Notice of Abandonment was quite a surprise to Applicants since Applicants did NOT receive a copy of the above Office letter mailed on 20 May 2002. Applicants do not know whether the Office letter was lost in the U.S. Postal System or never mailed to Applicants by the USPTO – Applicants can only state for certain that they did not receive a copy of the Office letter prior to receiving the Notice of Abandonment. Indeed, the last communication of any kind

Applicants received from the USPTO regarding this application was a copy of the Decision on Appeal, mailed on March 8, 2002.

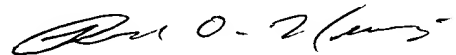
Applicants received the Notice of Abandonment on January 15, 2003. Shortly thereafter, Applicants' representative contacted Examiner Paul Meyers and requested that a copy of the Office letter rendered on May 20, 2003 be faxed to Applicants. Examiner Stephen Elmore faxed a copy of the Office letter rendered on May 20, 2003 to Applicants' representative on February 3, 2003. Applicants reviewed the Office letter and prepared the attached Amendment in response to the Office letter.

While more than six months has passed since the Office letter was rendered on May 20, 2003, Applicants respectfully submit that their Amendment submitted herewith is timely since Applicants had no notice of the Office letter until Applicants received the Notice of Abandonment dated 01/10/03. Accordingly, Applicants respectfully request that the Notice of Abandonment be withdrawn and the Amendment submitted herewith be forwarded on to the Examiner for consideration on the merits.

Applicants respectfully submit herewith the declarations of Ronald O. Neerings and Allen B. Kroger to support this Request to Withdraw Notice of Abandonment.

No additional Extension of Time or Petition fee should be required. Nevertheless, if the USPTO determines that a fee is required, please charge the fee to Deposit Account No. 20-0668.

Respectfully submitted,



Ronald O. Neerings
Reg. No. 34,227
Attorney for Applicants

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